

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DOLLINGER *et al*

Appl. No.: *To Be Assigned* (Nat'l Phase of
PCT/EP2005/001739)

Int'l Filing Date: February 19, 2005

For: **Novel Herbicides Based on
Substituted Thien-3-yl-
Sulphonylamino(thio) Carbonyl-
Triazolin(thi)ones and 4-HPPD-
Inhibitors**

Art Unit: *To Be Assigned*

Examiner: *To Be Assigned*

Atty. Docket: 2400.0700000/SRL

Information Disclosure Statement Under 37 C.F.R. § 1.97(b)

Mail Stop PCT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms, PTO/SB/08A and PTO/SB/08B, are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Copies of documents **FP1** and **NPL1** are submitted. However, in accordance with 37 C.F.R. § 1.98(a)(2), a copy of the U.S. patent publication, **US1** cited on the attached IDS Form, PTO/SB/08A, is not submitted.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following discussion of the relevance of the non-English language document **FP1** cited on Form PTO/SB/08A:

Document **FP1** is in a foreign language. An English language abstract of document **FP1** is attached as Document **NPL1**. Furthermore, U.S. Application

Publication No. 2005/0003963 A1, **US1** cited on the attached IDS Form PTO/SB/08A, is the publication of U.S. Application No. 10/489,086, which is the U.S. National Phase of the PCT application that published as WO 03/026426A1 (document **FP1**).

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

This Information Disclosure Statement is being filed within three months of the date of filing. No statement or fee is required.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

10/591674

AP20 Rec'd PCT/PTO 01 SEP 2006

- 3 -

DOLLINGER *et al.*

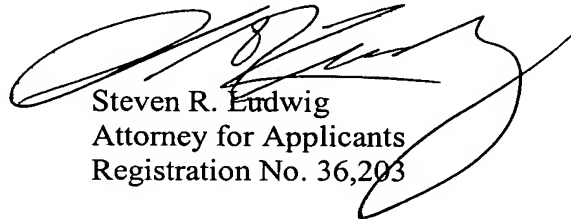
Appl. No. *To Be Assigned*

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Steven R. Ludwig
Attorney for Applicants
Registration No. 36,203

Date:

9/1/06

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

#574935v1

Atty. Dkt. No. 2400.0700000/SRL

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for form 1449/PTO

(Use as many sheets as necessary)

Application Number (*Nat'l*
Phase of
PCT/EP2005/001739)

To Be Assigned
10/591674

Int'l Filing Date

February 19, 2005

First Named Inventor

DOLLINGER, Markus

Art Unit

To Be Assigned

Examiner Name

To Be Assigned

Sheet

1

of

1

Attorney Docket Number

2400.0700000/SRL

Examiner
Initials*Cite
No.¹

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published

 T^2

NPL1

Dialog File 351, Accession No. 13813255, Derwent WPI English language abstract for WO 03/026426 A1

#574934v1

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.